

ORDINANCE 20, 2008

AN ORDINANCE AMENDING CHAPTER 155 OF THE MUNICIPAL CODE OF THE CITY OF VALPARAISO ENTITLED "BUILDING CODE"

WHEREAS, the City of Valparaiso is in need of revising section regarding issuance of Temporary Certificates of Occupancy; and

WHEREAS, the restoration of the Penalty section to the "Building Code" is needed to provide for penalties for violations; said section was included in Building Code Ordinance but left out by American Legal Publishing Corporation; and

WHEREAS, all ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed;

NOW, THEREFORE, BE IT ORDAINED by the Common Council of the City of Valparaiso, Indiana that certain sections of Chapter 155 of the Municipal Code of the City of Valparaiso be amended and added to read as follows:

Section 155.14 shall read as follows:

155.14 TEMPORARY CERTIFICATES OF OCCUPANCY.

The Building Commissioner may issue a temporary certificate of occupancy after the building or structure is fully completed and ready for occupancy and provided further that such building, structure, and/or site is in conformity with the provisions of this chapter and all other pertinent ordinances. A request for a temporary certificate of occupancy shall be submitted on a form prepared by the Building Commissioner and assessed the fee established in section 150.05.

Section 155.99 shall read as follows:

155.99 PENALTIES.

(A) Any person, firm, or corporation who violates any of the provisions of this chapter, does any act prohibited herein or fails to perform any duty lawfully enjoined, within the time prescribed by the Building Commissioner or fails, neglects, or refuses to obey any lawful order

given by the Building Commissioner in connection with the provisions of this code, may be subject to a fine in any sum not exceeding ~~no~~ ~~\$2,500~~. The assessment of a monetary penalty shall in no way limit the operation of the penalties provided elsewhere in the Municipal Code of the City of Valparaiso.

*no maximum allowed any day
J.E.*

(B) Any person who violates any provision of this chapter for which another penalty is not specifically provided shall, upon conviction, be subject to a fine not exceeding ~~\$2,500~~. A separate offense shall be deemed committed upon each day during which a violation occurs or continues.

*the maximum allowed by law
J.E.*

PASSED by the Common Council of the city of Valparaiso, Indiana, by a 7-0 vote of all members present and voting this 12th day of May, 2008.

[Signature]
Jon Costas, Mayor

ATTEST:

[Signature]
Sharon Swihart, Clerk-Treasurer

Presented by me to the Mayor of the City of Valparaiso, Indiana, this 12th day of May, 2008 at 8:45 o'clock p.m.

[Signature]
Sharon Swihart, Clerk-Treasurer

This Ordinance approved and signed by me this 12th day of May, 2008, at 8:45 o'clock p.m.

[Signature]
Jon Costas, Mayor